IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6059 OF 2003

Shri R.S. Meena .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6060 OF 2003

Shri Ranjit Kumar .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6064 OF 2003

Shri M. Vijaya Raju .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6065 OF 2003

Shri Sanjeev Kumar .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6068 OF 2003

Shri Raj Keshwar Ram Paswan .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6073 OF 2003

Shri Amarkumar Sutar .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6080 OF 2003

Shri M. Caldwell .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

AND

WRIT PETITION NO.6081 OF 2003

Shri Vijay K. Bhise .....Petitioner.

V/s.

Union of India & Ors. .... Respondents.

Shri. Anil Subramaniam with S.B. Desai for the petitioners except in writ petition No.6059/03.
Shri. Anil Subramaniam with B.B. Desai for the petitioners in writ petition No.6059/03.
Shri.V.S. Masurkar with K.Kadpile for respondent Nos.1 & 2.

CORAM : V.G. PALSHIKAR &
V.M. KANADE, JJ.

DATED : 27/06/06

P.C:-

. By these petitions, petitioners pray that respondents be directed to pay to the petitioners Patient Care Allowance. The basic contention of the petitioners is that Supreme Court of India has in relation to the other employees of the Home Ministry, decided issue finally but the benefit has been granted only to those who litigated all these points before the appropriate authorities.

. It is settled law that the respondents/State should apply the decision given by the competent court of law to all concerned irrespective of the fact whether they have factually litigated for that right. In our opinion, interest of justice would be

met if these petitions are disposed of by directing respondent No.1 Union of India through Ministry of Home Affairs to consider and decide cases of petitioners for grant of Patient Care Allowance as has been granted to others identical situated employees of the Ministry of Home Affairs in the light of decision given by the various courts including Supreme Court of India.

. Taking into consideration fact that the matters are pending for the last several years, we direct that the respondent-Union of India through Ministry of Affairs shall decide the matters as expeditiously as possible, preferably in six months. The petitions are accordingly disposed of.

(V.G. PALSHIKAR, J.)

(V.M. KANADE, J.)